

DeLay. 022

~~AMENDMENT TO H.R. 2646, AS REPORTED~~

~~OFFERED BY MR. DELAY OF TEXAS~~

(Page and line numbers refer to the amendment in the nature of a substitute, COMBES.011)

AMENDMENT NO. ____: In section 183(a), strike paragraph (3) and the amendment made by such paragraph (page 131, lines 6 through 13), and insert the following:

1 (3) by inserting after paragraph (2) the fol-
2 lowing new paragraph (3):

3 “(3) LIMITATION ON COUNTER-CYCLICAL PAY-
4 MENTS.—

5 “(A) GENERAL RULE.—The total amount
6 of counter-cyclical payments that a person may
7 receive during any crop year shall not exceed
8 the amount specified in paragraph (2), as in ef-
9 fect on the day before the date of the enact-
10 ment of the Farm Security Act of 2001.

11 “(B) SPECIAL RULE.—This subparagraph
12 shall apply only with regard to counter-cyclical
13 payments attributable to rice contract acreage
14 (as defined in section 102(3) of the Federal Ag-
15 riculture Improvement and Reform Act of 1996
16 (7 U.S.C. 7202(3))) in a State in which rice
17 plantings on such contract acreage declined by
18 more than 30 percent in the 2001 crop year in

1 comparison to the 1995 crop year. Notwith-
2 standing section 1001A(b)(3)(A), the total
3 amount of counter-cyclical payments, on a per-
4 acre basis, that a landowner who is not actively
5 engaged (consistent with section 1001A(b)(2))
6 in the production of a covered commodity on
7 such acreage may receive during any crop year
8 shall not exceed an amount that is equal to the
9 greater of—

10 “(i) the proportionate share of the
11 payment that is commensurate to the pro-
12 portion that the contribution of the land
13 represents to the operation on such con-
14 tract acres, as determined by the appro-
15 priate county committee; or

16 “(ii) the proportionate share of the
17 payment that is commensurate with the
18 share of the crop that the landowner would
19 have received under a normal and cus-
20 tomary share rent contract for the produc-
21 tion of a covered commodity in the area, as
22 determined by the county committee.”.